

## **AGENDA**

### **CONNECTICUT MEDICAL EXAMINING BOARD**

**Tuesday, August 16, 2011 at 1:30 PM**

**Legislative Office Building  
300 Capitol Avenue, Hartford Connecticut  
Conference Room 1-C**

#### **CALL TO ORDER**

#### **I. APPROVAL OF MINUTES**

July 19, 2011

#### **II. UPDATES**

- A. Chair Updates
- B. Information Updates  
Department of Public Health

#### **III. NEW BUSINESS**

DPH – Facility Licensing and Investigation Section  
*Barbara Cass, Section Chief*

#### **IV. 120 DAY EXTENSIONS**

- J. Bristol, MD – Petition No. 2008-0714-001-138
- F. Carbone - Petition No. (Reinstatement Request)
- R. Hillsman - Petition No. 2009-0520-001-097
- J. Nakouzi - Petition No. 2007-0424-001-060
- P. Nath - Petition No. 2009-20091373
- N. Smerling - Petition No. 2008-0314-001-052
- R. Sica - Petition No. 2007-0227-001-030
- G. Sternstein, MD – Petition No. 2009-200921
- M. Yekta, MD – Petition No. 2007-0328-001-047

#### **V. LEGAL OFFICE BUSINESS**

- A. Amy O'Donnell, MD – Petition No. 2011-25  
*Respondent Motion for Reconsideration*  
*Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH*
- B. Vernon Atreidis, MD – Petition No. 2011-721  
*Presentation of Interim Consent Order – Matthew Antonetti, Principal Attorney, DPH*
- C. Scott Boden, MD – Petition No. 2010-5509  
*Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH*
- D. Dmitry Mironov, MD – Petition No. 2010-249  
*Presentation of Consent Order – Matthew Antonetti, Principal Attorney, DPH*
- E. Peter Benet, MD – Petition No. 2009-20091063  
*Presentation of Consent Order – David Tilles, Staff Attorney, DPH*
- F. Michael Waldman, MD – Petition No. 2010-5517  
*Presentation of Consent Order – David Tilles, Staff Attorney, DPH*

#### **ADJOURN**

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD  
MINUTES of July 19, 2011**

The Connecticut Medical Examining Board held a meeting on Tuesday, July 19, 2011 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in conference room 1-A.

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**BOARD MEMBERS PRESENT:**

Anne Doremus, Chairperson  
Raymond Andrews, Jr., Esq.  
Douglas Fellows, MD  
Robert Green, MD  
Henry Jacobs, MD  
Daniel Rissi, MD  
Howard Sadinsky, DO  
C. Steven Wolf, MD

**BOARD MEMBERS ABSENT**

David M. Goldenberg, MD  
Jeffrey A. Gordon, MD  
Rabbi Dov Greer  
Michael Lindberg, MD  
Patricia Loving, PA  
Edward McAnaney, Esq.

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Ms. Doremus called the meeting to order at 1:30 p.m.

**I. MINUTES**

The draft minutes of the June 21, 2011 meeting were reviewed. Dr. Fellows made a motion, seconded by Dr. Green, to approve the minutes. The motion passed.

**II. UPDATES**

A. Chair Updates

1. Monthly tracking of pending cases.
2. Hearing assignments.

B. Department of Public Health

None

**III. OLD BUSINESS cont.**

Charles Ray Jones, MD v. Connecticut Medical Examining Board (CV10-6004778-S)

Assistant Attorney General Tanya DeMattia reported that the Superior Court has issued a decision in this matter in which it upheld part of the Board's March 16, 2010 Memorandum of Decision and also ordered a remand. The Superior Court Decision has been appealed to the Appellate Court by respondent.

Attorney DeMattia will be having a discussion with respondent's attorney regarding delaying the hearing on remand until the after the Appellate Court decision.

**IV. NEW BUSINESS**

A. Oral Argument - Proposed Memorandum of Decision  
David Lastomirsky, MD - Petition No. 2008-0606-001-100

Attorney David Robertson was present for respondent. Staff Attorney David Tilles and Principal Attorney Matthew Antonetti were present for the Department of Public Health.

The reviewed the Proposed Memorandum of Decision and a Department of Public Health request to modify the proposed discipline.

Dr. Fellows, chair of the hearing panel. provided a synopsis of the hearing panel's findings and recommendations.

Dr. Wolf made a motion, seconded by Dr. Green, to adopt the Memorandum of Decision as written.

The motion passed with all in favor.

Ms. Doremus signed the Order which imposes a \$1500.00 civil penalty.

B Respondent Motion to Rescind Summary Suspension  
Chiman Patel, MD – Petition No. 2011-296

Attorney Richard Tynan was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health.

Following comments by Attorneys Tynan and Tilles, Dr. Green made a motion, seconded by Dr. Fellows to deny respondent's motion to rescind the Summary Suspension ordered on June 21, 2010. The motion passed with all in favor except Dr. Wolf who recused himself from voting.

B Respondent Motion to Rescind Summary Suspension  
Gerson Sternstein, MD – Petition No. 2009-200921

Attorney Richard Tynan was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health. Assistant Attorney General Tanya DeMattia was present to provide counsel to the Board.

Following comments by Attorneys Tynan and Tilles, Dr. Jacobs made a motion, seconded by Dr. Fellows to deny respondent's motion to rescind the Summary Suspension ordered on August 17, 2010. The motion passed with all in favor except Dr. Wolf who abstained from voting.

**V. LEGAL OFFICE BUSINESS**

A. Mark Anderson MD – Petition No. 2009-20091433

Principal Attorney, Matthew Antonetti, was present for the Department of Public Health.

Respondent was present without representation.

Dr. Anderson addressed the Board regarding his request for a modification of the terms of his license probation, as set forth in a Consent Order dated March 16, 2010. Respondent requests a modification that would allow him to practice in a setting that includes other "licensed Health care professionals" instead of just "physicians". Attorney Antonetti spoke in opposition to the request. Dr. Jacobs made a motion for a hearing panel to make a recommendation regarding respondent's request. There was no second to this motion.

Dr. Sadinsky made a motion, seconded by Dr. Rissi, to deny respondent's request to modify the terms of probation. The motion passed with all in favor except Dr. Jacobs who was opposed.

**VI. ADJOURNMENT**

As there was no further business, the meeting was adjourned at 2:35 p.m.

Respectfully submitted,

Anne C. Doremus, Chairperson